

Attorney Docket No.: PQ12763 (62-194)

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s):

Alastair Sibbald

Application No.: 09/367,153

Filed: 08/09/1999

Title: A METHOD OF PROCESSING AN AUDIO  
SIGNAL

Art Unit:

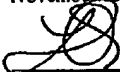
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Examiner:

Devona FAULK

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the  
United States Patent and Trademark Office FAX. No. 571-273-8300 on  
November 15, 2005.  
Lissa Oros**INFORMATION DISCLOSURE STATEMENT  
AND STATEMENT UNDER 37 CFR 1.97(e)**

Dear Sir:

This Information Disclosure Statement is submitted:

- X   under 37 CFR 1.97(b)(4), or  
(Before the mailing of a first Office Action after the filing of a request for continued  
examination under section 1.114). Accordingly, no fee is required.
- under 37 CFR 1.97(c) together with either a:  
           Statement under 37 CFR 1.97(e), or  
           a \$180.00 fee under 37 CFR 1.17(p), or  
(After the CFR 1.97(b) time period, but before final action or notice of  
allowance, whichever occurs first)
- under 37 CFR 1.97(d) together with a:

Attorney Docket No.: PQ12763 (62-194)

- Statement under 37 CFR 1.97(e), and  
— a \$180.00 fee set forth in 37 CFR 1.17(p).  
(Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

X Applicant(s) submit herewith Form PTO 1449-Information Disclosure Citation enclosing patents, publications or other information that may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.

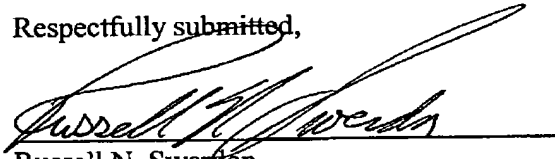
Enclosed is a copy of Information Disclosure Citation Form PTO-1449 or PTO/SB/08a together with copies of the documents cited on that form, as applicable. It is respectfully requested that the cited documents be considered and that the enclosed copy of the Information Disclosure Citation Form be initialed by the Examiner to indicate such consideration, and a copy thereof returned to applicant(s).

Pursuant to 37 C.F.R. § 1.97, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed as an admission that the information cited in this statement is material to patentability.

It is requested that the information disclosed herein be made of record in this application.

Date: 11/15/05

Respectfully submitted,

  
Russell N. Swerdon  
Attorney/Agent for Applicant(s)  
Reg. No. 36943

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Creative Labs, Inc.  
1901 McCarthy Boulevard  
Milpitas, CA 95035  
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PTO/SB/08a (07-05)

Approved for use through 07/31/2006. OMB 0651-0031

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|   |   | Application Number       | 09/367,153   |                        |                  |
|   |   | Filing Date              | 8/9/1999     |                        |                  |
|   |   | First Named Inventor     | SIBBALD      |                        |                  |
|   |   | Art Unit                 | 2644         |                        |                  |
|   |   | Examiner Name            | Devona FAULK |                        |                  |
| Sheet   | 1 | of                       | 1            | Attorney Docket Number | PQ12763 (62-194) |

| U.S. PATENT DOCUMENTS |          |  |                                |  |   |
|-----------------------|----------|--|--------------------------------|--|---|
| Examiner Initials*    | Cite No. | Document Number                            | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
|                       |          | Number - Kind Code <sup>2</sup> (if known) |                                |  |   |
|                       |          | US-4,910,718                               | 03-20-1990                     | Horn   |   |
|                       |          | US-5,438,623                               | 08-01-1995                     | Begault  |   |
|                       |          | US-5,600,900                               | 03-19-1996                     | Chen   |   |
|                       |          | US-6,418,228                               | 07-09-2002                     | Mukojima   |   |
|                       |          | US-  |                                |  |   |
|                       |          | US-  |                                |  |   |
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| FOREIGN PATENT DOCUMENTS |          |   |                                |  |   |                |
|--------------------------|----------|---|--------------------------------|--|---|----------------|
| Examiner Initials*       | Cite No. | Foreign Patent Document   | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages<br>or Relevant Figures Appear | T <sup>6</sup> |
|                          |          | Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known) |                                |  |   |                |
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

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PTO/SB/21 (09-04)

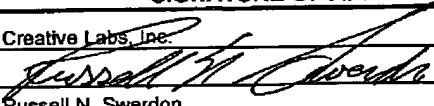
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| <b>TRANSMITTAL<br/>FORM</b><br><br>(to be used for all correspondence after initial filing) | Application Number   | 09/367,153             |                  |
|   | Filing Date          | Aug 9, 1999            |                  |
|   | First Named Inventor | SIBBALD, Alastair      |                  |
|   | Art Unit             | 2644                   |                  |
|   | Examiner Name        | Devona FAULK           |                  |
| Total Number of Pages in This Submission  | 3                    | Attorney Docket Number | PQ12763 (62-194) |

| ENCLOSURES (Check all that apply)  |  |   |
|--|--|---|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment / Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input checked="" type="checkbox"/> Information Disclosure Statement (2 pp.)<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br><input type="checkbox"/> Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance communication to (TC)<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>* PTO/SB/08a (1 pp.) |
| <div style="border: 1px solid black; padding: 2px;">Remarks</div>  |  |   |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT |   |          |       |
|--|---|----------|-------|
| Firm Name                                  | Creative Labs, Inc.   |          |       |
| Signature                                  |  |          |       |
| Printed name                               | Russell N. Swerdon  |          |       |
| Date                                       | November 15, 2005   | Reg. No. | 36943 |

| CERTIFICATE OF TRANSMISSION/MAILING   |   |      |                   |
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| Signature   |  |      |                   |
| Typed or printed name   | Lissa Oros  | Date | November 15, 2005 |

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